

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

IN RE: VITAMINS ANTITRUST
LITIGATION

THIS DOCUMENT APPLIES TO:
ALL ACTIONS

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)
) Misc. No. 99-197 (TFH)
) MDL No. 1285
)

FILED

NOV 20 2001

NANCY MAYER WHITTINGTON, CLERK
U.S. DISTRICT COURT

CASE MANAGEMENT ORDER (3)

In accordance with the dates and procedures discussed at the November 14, 2001 status conference, it is hereby **ORDERED** that:

1. The Status Conference, originally scheduled for December 13, 2001, will be held on Wednesday, December 12, 2001 at 1:30 p.m.

2. The Preliminary Pretrial Conference, originally scheduled for December 17, 2001, will be held in Conference Room No. 6314 on the Sixth Floor on Thursday, December 13, 2001 at 10:00 a.m. The parties shall file with the Court no later than 12:00 noon December 3, 2001, a proposed agenda for this pretrial conference prepared in accordance with the procedures set forth in subparagraphs 2(a) and 2(b) of Case Management Order (1) of October 10, 2001. The parties shall submit a list of attendees, numbering no more than 28, no later than 1:30 p.m. on December 12, 2001.

3. The procedure previously set forth in the Court's March 1, 2000, Pre-Trial Order of Reference-Special Master with respect to objections pursuant to Rule 53 of the Federal

Rules to a Report and Recommendations issued by the Special Master ("Report") is revised as follows:

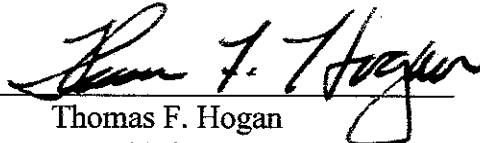
- a. Rule 53 Objections to Reports of the Special Master shall be filed with the Court and served within four business days following the date the Master issued the Report. Parties filing Rule 53 objections to a Report of the Special Master shall brief only new issues, if any, raised by the Report; for all other issues the Court shall rely exclusively on the briefs previously filed with the Master.
- b. Responses to objections shall be filed with the Court and served within four business days of the filing of the objections. Parties filing a response to Rule 53 objections shall brief only new issues, if any, raised by the Report or briefed by the objecting party or parties; for all other issues the Court shall rely exclusively on the briefs previously filed with the Master.
- c. Reply briefs shall not be filed.
- d. Hearings, if necessary, will be promptly scheduled by the Court.

4. The procedures outlined above shall apply to Objections, if any, to the Special Master's Report and Recommendations issued on November 16, 2001, however, the "four business days" time limit shall run from the date of issuance of Special Master's Report respecting Plaintiffs' Motion to Compel Production of Lonza AG's Unredacted Core-Conspiracy Documents and Defendant Lonza AGs' Cross-Motion for Protective Order.

5. In addition to posting this Order on the Court's website, the Special Master will ensure that this ORDER is submitted for posting on Verilaw.

SO ORDERED.

November 20, 2001


Thomas F. Hogan
Chief Judge